Supreme Court, U.S.
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CAPITAL CASE
No. 01-1862

IN THE SUPREME COURT OF THE UNITED STATES

JEANNE WOODFORD, WARDEN, *PETITIONER,*

v.

ROBERT FEDERICK GARCEAU, RESPONDENT.

ON WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

JOINT APPENDIX

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PETITION FOR CERTIORARI FILED JUNE 13, 2002
CERTIORARI GRANTED OCTOBER 1, 2002

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NOTATION RE LOCATION OF MATERIALS

The following opinions, decisions, judgments, and orders have been omitted in printing the joint appendix because they appear on the following pages in the appendix to the printed Petition for Certiorari:

Ninth Circuit Court of Appeals Opinion
(No. 99-99022) (Filed December 26, 2001) Pet. App. 1-26

Ninth Circuit Court of Appeals Order Denying
Rehearing (No. 99-99022) (Filed February 15, 2002) Pet. App. 27-28

Order Staying Issuance of Mandate Pending Filing
of a Petition for Writ of Certiorari in the Supreme
Court. (United States Court of Appeal, Ninth Circuit
(No. 99-99022) (Filed February 25, 2002) Pet. App. 29

Memorandum and Order Denying Petition for Writ
of Habeas Corpus and Denying Issuance of Certificate
of Probable Cause (United States District Court,
Eastern District of California, No. CIV F-95-5363 OWW P)
(Filed July 30, 1999) Pet. App. 30-101

California Supreme Court Opinion (No. S004776)
(Filed November 18, 1993) Pet. App. 102-179

Supreme Court of the United States

No. 01-1862

Jeanne Woodford, Warden,

Petitioner

v.

Robert Frederick Garceau

ORDER ALLOWING CERTIORARI. Filed October 1, 2002.

The petition herein for a writ of certiorari to the United States Court of Appeals for the Ninth Circuit is granted limited to Question 1 presented by the petition.

October 1, 2002

RELEVANT STATE COURT DOCKET ENTRIES

June 15, 1987	Garceau found guilty in Kern County Superior Court case number 29601 of two counts of first degree murder, enhanced with a finding of personal use of a deadly or dangerous weapon. A special circumstances finding based on multiple murders was found true.
June 25, 1987	Jury returned a verdict of death.
July 30, 1987	Formal judgment of death entered.
July 31, 1987	Notice of automatic appeal to the California Supreme Court filed.
Dec. 18, 1989	Garceau's opening brief filed with the California Supreme Court.
May 31, 1990	Woodford's brief on the merits filed with the California Supreme Court.
March 27, 1991	Garceau's reply brief filed with the California Supreme Court.
August 12, 1991	Garceau's habeas corpus petition filed with the California Supreme Court.
September 1, 1993	Garceau's habeas corpus petition denied on the merits.
Nov. 18, 1993	Decision of the California Supreme Court affirming on appeal the conviction and sentence.
January 26, 1994	Garceau's petition for rehearing denied.
October 3, 1994	Garceau's petition for writ of certiorari denied by the United States Supreme Court.

RELEVANT DOCKET ENTRIES FOR UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA CASE NUMBER 95-5363

May 12, 1995	Garceau's request for appointment of counsel and stay of execution filed and granted in order to permit appointment of counsel.
June 26, 1995	Counsel for Garceau appointed and a temporary stay of execution granted to permit the preparation of the petition.
August 1, 1995	Motion by Woodford to vacate stay of execution.
August 14, 1995	Garceau filed a Specification of Non-Frivolous Issues
August 15, 1995	Garceau filed opposition to Woodford's motion to vacate stay of execution.
October 13, 1995	Denial of Woodford's challenge to the issuance of the stay.
July 2, 1996	Garceau's federal habeas corpus petition filed.
July 30, 1999	Order denying petition for writ of habeas corpus.
July 30, 1999	Order denying the issuance of a certificate of probable cause.
January 21, 2000	Certificate of probable cause issued by the Ninth Circuit.

RELEVANT DOCKET ENTRIES FOR THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT CASE NUMBER 99-99022

Sept. 10, 1999	Garceau's motion for certificate of probable cause to appeal and application for stay of execution pending appeal.
January 21, 2000	Request for a certificate of probable cause granted. Motion for stay of execution pending disposition of appeal granted.
May 5, 2000	Garceau's opening brief on the merits filed.
Sept. 20, 2000	Woodford's merits brief filed.
October 20, 2000	Reply brief filed.
May 17, 2001	Argued and submitted to Judges O'Scannlain, Tashima, and Thomas.
Dec. 26, 2001	Opinion filed: reversed and remanded. (Terminated on the merits after oral hearing; reversed and remanded; written, signed, published. Judge O'Scannlain, partial concurring and partial dissent; Judge Tashima, author; Judge Thomas, concurring.) Filed and entered judgment.
January 16, 2002	Petition for rehearing filed by Woodford.
February 15, 2002	Filed order. Judges Tashima and Thomas vote to deny the petition for panel rehearing and Judge O'Scannlain votes to grant it. The panel votes to deny the petition for rehearing en banc and no judge of the court has requested a vote on en banc rehearing. See Fed.R.App.P. 35(b). The petition for panel rehearing and the petition for rehearing en banc is denied.

February 25, 2002	Woodford's motion to stay the mandate filed.
February 25, 2002	Order to stay issuance of the mandate pending the filing of a petition for a writ of certiorari in the Supreme Court. The stay is granted pursuant to FRAP 41(d)(2)(B).
June 28, 2002	Received notice from Supreme Court: petition for certiorari filed with the Supreme Court, Case No. 1-1862 filed on 6/13/02.
October 7, 2002	Received letter from the Supreme Court 10/1/02 re: granting in forma pauperis.